

MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP

300 South Wacker Drive
Thirty Second Floor
Chicago, Illinois 60606
Telephone: (312) 913-0001
Facsimile: (312) 913-0002

FACSIMILE TRANSMISSION

PLEASE DELIVER DIRECTLY TO
Duy K. Le
Examiner

TO: Duy K. Le
Examiner
Technology Center 2600

FROM: Lawrence H. Aaronson
(direct dial: (312) 913-2141)

DATE: April 9, 2004

RE: 09/724,004

FAX NO.: (703) 746-9666

NO. OF PAGES (INCLUDING THIS PAGE): 12

Please notify McDonnell Boehnen Hulbert & Berghoff LLP (312/913-0001) if all pages are not received.

NOTICE OF CONFIDENTIALITY

This facsimile transmittal is intended for delivery only to the person or persons listed above. It may contain confidential information protected by the attorney-client privilege or the attorney work-product immunity that is not authorized to be received by anyone other than the addressees of this communication. If you have received this facsimile in error, you are not authorized to possess this or any copy of this document or any of the information it contains. If you have erroneously received this document, please notify us immediately, by telephone if possible (collect), to arrange for return of the document. Thank you.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Docket No. 1523)

In re the Application of:

Joseph Averkamp

Serial No.: 09/724,004

Filed: November 28, 2000

For: Method and System for Simplified Control of a Subscriber Terminal

Group Art Unit 2685

Examiner Duy K. Le

Confirmation No. 7246

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313

TRANSMITTAL LETTER

Sir:

In regard to the above identified application:

1. We are transmitting herewith the attached:
 - A. Communication;
 - B. Copy of papers as filed January 30, 2004 including response to final office action and express mail receipt; and
 - C. Copy of the return-receipt postcard stamped by PTO.
2. With respect to additional fees, no additional fee is required.
3. Please charge any additional fees or credit overpayment to Deposit Account No. 210765. A duplicate copy of this sheet is enclosed.
4. **CERTIFICATE OF TRANSMISSION UNDER 37 CFR § 1.8:** The undersigned hereby certifies that this Transmittal Letter and the papers, as described in paragraph 1 hereinabove, are being facsimile transmitted to U.S. Patent and Trademark Office, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313, Attn: Examiner Duy K. Le at (Fax No. (703)-746-9666), on this 9th day of April, 2004.

By:

Loren I. R.

Lawrence H. Aaronson
Reg. No. 35,818

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Docket No. 1523)

In re the Application of:

Joseph Averkamp

Serial No.: 09/724,004

Filed: November 28, 2000

For: Method and System for Simplified Control of a Subscriber Terminal

)
)
)
)
)
)
)
)
)

Group Art Unit 2685

Examiner Duy K. Le

Confirmation No. 7246

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313

COMMUNICATION

Dear Sir:

Applicant filed a "Response to Final Office Action" by Express Mail on January 30, 2004. It is Applicant's understanding that the PTO did not match the response with the file for some reason. To allow the Office to enter and consider the response as filed January 30, 2004, Applicant is providing the attached copy of the response as filed, together with copies of (i) the Express Mail receipt showing a date-in of 1/30/04 and (ii) the return-receipt postcard stamped by the PTO with a 1/30/04 filing date.


Applicant respectfully requests entry and favorable consideration of the response. In addition, if the Examiner would give the undersigned a call at (312) 913-2141 to confirm safe receipt and entry of the response, Applicant would greatly appreciate it.

Respectfully submitted,

Date: April 9, 2004

By:

Respectfully submitted,



Lawrence H. Aaronson
Reg. No. 35,818

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Sprint Docket No. 1523)

In re Application of:)
Joseph Averkamp)
Serial No.: 09/724,004) Examiner: Duy K. Le
Filed: November 28, 2000) Group Art Unit: 2685
For: Method and System for Simplified)
Control of a Subscriber Terminal)

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

TRANSMITTAL LETTER

Dear Sir:

In regard to the above-identified patent application:

1. We are transmitting herewith the attached:
 - a. Response to Office Action mailed December 3, 2003 (6 pgs.); and
 - b. Return Receipt Postcard.
2. With respect to additional fees:

<u> X </u>	A. No additional fee is required.
<u> </u>	B. Attached is a check in the amount of \$_____.
3. Please charge any additional fees or credit overpayment to Deposit Account No. 210765. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certifies that this Transmittal Letter and the document(s) as described in paragraph 1 hereinabove, are being deposited with sufficient postage as Express Mail in the United States Post Office to Addressee: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on this 30th day of January, 2004. **EXPRESS MAIL NO.:** EV 333554147 US.

Date: January 30, 2004By: 

Neilesh R. Patel
Reg. No. 50,918



EV 333554147 US

Customer Copy
Label 11-7 June 2002

Post Office To Addressee

ORIGIN (POSTAL USE ONLY)			DELIVERY (POSTAL USE ONLY)		
PO ZIP Code 60606	Day of Delivery <input type="checkbox"/> Next <input type="checkbox"/> Second <input checked="" type="checkbox"/> Third	Flat Rate Envelope <input checked="" type="checkbox"/>	Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Date In 1/30/04	Mo. 1 Day 30 Year 04	Postage \$ 73.65	Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Time In <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Military <input type="checkbox"/> 1st Day <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee	Delivery Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Weight 3.3 lbs.	Int'l Alpha Country Code	COD Fee Insurance Fee	<input type="checkbox"/> Signature Required <input type="checkbox"/> Signature Not Required <input type="checkbox"/> Signature Not Required (Post Office) <input type="checkbox"/> Signature Not Required (Post Office)		
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Clerk Initials (104)	Total Postage & Fees \$ 13.65			
CUSTOMER USE ONLY METHOD OF PAYMENT Express Mail Corporate Acct. No.			Federal Agency Acct. No. or Postal Service Acct. No.		
FROM: (PLEASE PRINT) PHONE 312 913 0001 MC DONNELL BUENHEIM MULBERT & BERGHOFF 300 S HACKER DR FL 32 CHICAGO IL 60606-6680			TO: (PLEASE PRINT) PHONE _____ MAIL STOP COMMISSIONER FOR PATENTS PO BOX 1450 ALEXANDRIA VA 22313-1450		
CC-546 134/77 NRP:rs					
PRESS HARD. You are making 3 copies. FOR PICKUP OR TRACKING CALL 1-800-222-1811 www.usps.com					

Hon. Commissioner of
Patents and Trademarks

S/N 09/724,004

Atty NRP : rrs

Re: Applicant - Joseph Averkamp

Case No. 1523

00-546

Method and System for Simplified Control of a Subscriber Terminal

Dear Sir:

Please place the Patent Office receipt stamp hereon and mail to acknowledge receipt of:

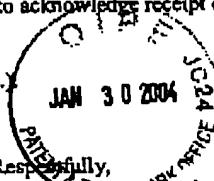
- ☒ Transmittal letter, in duplicate (2 pgs.); and
- ☒ Response to Office Action, mailed December 3, 2003 (6 pgs.)

Fee Enclosed

\$ -

Mailed: January 30, 2004

Respectfully,
McDonnell Boehnen Huertgen & Berghoff
Attorney for Applicant



✓ EV333554147US